

FILED

JUL 02 2007

**BEFORE THE DEPARTMENT OF INSURANCE
STATE OF NEBRASKA**

**NEBRASKA DEPARTMENT
OF INSURANCE**

STATE OF NEBRASKA)
DEPARTMENT OF INSURANCE,)
)
PETITIONER,)
)
VS.)
)
THOMAS D. MILLER,)
)
RESPONDENT.)

CONSENT ORDER

CAUSE NO. A-1732

Jun 29, 2007 ACCT# 8521 \$250.00
NO INVOICE TRAM# 1763925
MILLER, THOMAS DELL
CHECK# 1900

In order to resolve this matter, the Nebraska Department of Insurance (“Department”), by and through its attorney, Joel F. Green and Thomas D. Miller (“Respondent”), mutually stipulate and agree as follows:

JURISDICTION

1. The Department has jurisdiction over the subject matter and Respondent pursuant to NEB. REV. STAT. §§ 44-101.01 and 44-4047 et seq. (Reissue 2004).
2. Respondent was licensed as an insurance producer under the laws of Nebraska at all times material hereto.

STIPULATION OF FACT

1. The Department initiated this administrative proceeding by filing a petition styled State of Nebraska Department of Insurance vs. Thomas D. Miller, Cause Number A-1732 on June 13, 2007. A copy of the petition was served upon the Respondent by certified mail, return receipt requested, at the Respondent’s address registered with the Department.

2. Respondent failed to comply with NEB. REV. STAT. § 44-4057 (Reissue 2004) by failing to properly inform the Petitioner of the continued use of the name "Senior Care Health Services" by the Respondent in relation to the Respondent's business activities as a licensed producer in the State of Nebraska for a period of time starting on or around April 30, 2000 and ending on or around May 30, 2007.

3. Respondent was informed of his right to a public hearing. Respondent waived that right, and entered into this Consent Order freely and voluntarily. Respondent understands and acknowledges that by waiving his right to a public hearing, Respondent also waives his right to confrontation of witnesses, production of evidence, and judicial review.

4. Respondent admits the allegation stated in Paragraph 2.

CONCLUSIONS OF LAW

Respondent's conduct as alleged above constitutes a violation of NEB. REV. STAT. § 44-4057.

CONSENT ORDER

It is therefore ordered by the Director of Insurance and agreed by Respondent, Thomas D. Miller, that the Respondent shall pay an administrative fine in the amount of two hundred fifty dollars (\$250.00) due within 30 days after the Director of Insurance or his designee approves and signs this consent order.

The Department of Insurance will continue to retain jurisdiction over this matter. If Respondent fails to pay the amount required as specified under this consent order, additional administrative action shall be taken by the Petitioner, which may include revocation of

CERTIFICATE OF ADOPTION

I hereby certify that the foregoing Consent Order is adopted as the Final Order of the Nebraska Department of Insurance in the matter of State of Nebraska Department of Insurance vs. Thomas D. Miller, Cause Number A-1732.

STATE OF NEBRASKA
DEPARTMENT OF INSURANCE



L. TIM WAGNER
Director of Insurance

6/28/07

Date

CERTIFICATE OF SERVICE

I hereby certify that a copy of the executed Consent Order was sent to the Respondent by mailing a copy to Respondent's registered address at 4502 23rd Street, Columbus, Nebraska 68601, by certified mail, return receipt requested on this 2nd day of July, 2007.

